

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	4:12cr3072
)	
Plaintiff,)	MOTION TO EXTEND TIME TO FILE
)	BRIEF IN SUPPORT OF
vs.)	MOTION TO SUPPRESS SEARCH
)	
BRANDON DAVIS,)	
)	
Defendant.)	

COMES NOW, Jerry M Hug, counsel for Brandon Davis and requests an extension of time to file a Brief in support of the defendant's Motion to Suppress evidence. In support of this request counsel states as follows:

- (1) Counsel received Rule 16 discovery on August 20, 2012.
- (2) Counsel traveled to Saline County to meet with Davis on August 29, 2012 to discuss the case and discovery.
- (3) Counsel has been out of the office on work related travel and jail visits on both August 29th and August 30th.
- (4) Counsel's representation of two state court clients on Motions for Postconviction Relief, one involving a life sentence and another case involving the death penalty, required said Motions to be filed prior to August 27, 2012 in Nebraska due to a newly imposed statutory deadline. Said deadline made it difficult for counsel to spend time reviewing the discovery in this case and formulate pretrial motions until after August 27, 2012.
- (5) The recent press of business in light of the date that discovery was obtained has kept counsel from being able to spend adequate time writing a brief in support of the Motion to Suppress Search in this case.
- (6) NECrimR 12.3(b)(1) states the court may treat a party's failure to simultaneously file a brief as an abandonment of the motion.

WHEREFORE, for the aforementioned reasons, counsel requests an extension until

September 7, 2012 to file a brief in support of Davis' Motion to Suppress.

BRANDON DAVIS, Defendant.
BY: /s/ Jerry M. Hug
#21015
1823 Harney Street, Suite 1004
Omaha, NE 68102
(402) 346-1733

CERTIFICATE OF SERVICE

I hereby certify that on August 31, 2012 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following: Sara Fullerton, Assistant United States Attorney.

/s/ Jerry M. Hug